

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

ABBOTT GMBH & CO., KG,)	
ABBOTT BIORESEARCH CENTER, INC.,)	
AND ABBOTT BIOTECHNOLOGY LTD.,)	
)	
Plaintiffs,)	
)	
v.)	C.A. No. 4:09-CV-11340 (FDS)
)	
CENTOCOR ORTHO BIOTECH, INC. AND)	
CENTOCOR BIOLOGICS, LLC,)	JURY TRIAL DEMANDED
)	
Defendant.)	

**DEFENDANTS' MOTION FOR LEAVE TO FILE AMENDED PRELIMINARY
INVALIDITY AND NON-INFRINGEMENT CONTENTIONS**

Centocor seeks leave to amend its Preliminary Invalidity and Non-Infringement Contentions, in the form attached as Exhibit A to this motion.

Centocor respectfully contends that there is good cause for amending its invalidity contentions to account for the Court's March 17, 2011 claim construction order in this case.

Respectfully submitted,

Date: April 14, 2011

By:



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CENTOCOR BIOLOGICS, LLC

LOCAL RULE 7.1(A)(2) CERTIFICATION

I certify pursuant to Local Rule 7.1(A)(2) that counsel for Centocor has conferred with counsel for Abbott on the matter set forth herein and that counsel for Abbott has indicated that they oppose this motion.



Matthew Pearson

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Defendants' Motion For Leave To File Amended Preliminary Invalidity and Non-Infringement Contentions was electronically mailed to counsel of record on April 14, 2011 through the Court's ECF notification system.



Matthew Pearson